

# A BILL

## FOR

AN ACT TO ALTER THE PROVISIONS OF THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999 AND FOR OTHER MATTERS CONNECTED THEREWITH

*Sponsored by Senator Gbolahan Dada*

[ ] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1           1. The Constitution of the Federal Republic of Nigeria 1999 (in  
2 this Act referred to as "Principal Act") is amended as set out in this Bill.

3           2. Section 80 of the Principal Act is altered by inserting  
4 immediately after Section (4), new subsections "5", "6", "7(i)-(iv)" & "8":

Alteration of  
Section 80

5           (5) Notwithstanding the provision of the foregoing subsections, it  
6 shall be lawful for any designated revenue generating agency mentioned in  
7 this Section to retain one (1) percent of all revenues generated in the area of  
8 operation and remit same immediately to a special infrastructure account of  
9 the State Government where the area of operation of the said agency is  
10 located.

11           (6) Where the area of operation of the said agency covers more than  
12 one State of the Federation, the aforesaid one (1) percent shall be remitted to  
13 a Special Infrastructure Joint Account operated by the States involved.

14           (7) The designated revenue generating agencies affected by the one  
15 (1) percent retention and remittance are:

- 16           (i) Federal Inland Revenue Service;
- 17           (ii) Nigeria Customs Service;
- 18           (iii) Nigeria Maritime Administration and Safety Agency;
- 19           (iv) Nigeria Ports Authority;
- 20           (v) Etc.

1           (8) The aforesaid one (1) percent retention and remittance shall be  
2 used by the beneficiary State or States (as the case may be) for  
3 infrastructural development of the beneficiary State namely construction,  
4 rehabilitation and maintenance of roads, construction and provision of  
5 medical equipments for General hospitals and Primary health care centers  
6 and shall not be used for any other purpose whatsoever.

Citation

7           3. This Bill may be cited as Constitution (Alteration) Bill, 2017.

#### EXPLANATORY MEMORANDUM

This Bill seeks to alter Section 80 of the 1999 Constitution of the Federal Republic of Nigeria (as amended) and to enable certain designated revenue generating agencies to retain one (1) percent of revenues generated in their area of operation and remit same immediately to a Special Infrastructure Account of the State where the area of operation of the agency is located for infrastructural development of the beneficiary State namely construction, rehabilitation & maintenance of roads, construction & provision of medical equipments for General hospitals and Primary health care centers.